**IN THE UNITED STATES DISTRICT COURT**
**FOR THE DISTRICT OF PUERTO RICO**

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| **AMERICAN WASTE MANAGEMENT AND RECYCLING, LLC.**<br><br>Plaintiff,<br><br>v.<br><br>**CEMEX PUERTO RICO; CANOPY ECOTERRA, XYZ INSURANCE COMPANIES.**<br><br>Defendants. | CIVIL NO.: 07- 1658 (JAF)<br><br>BREACH OF CONTRACT; COLLECTION OF MONIES; and DAMAGES.<br><br>JURY TRIAL DEMANDED |

**MOTION IN COMPLIANCE WITH COURT ORDER**

**TO THE HONORABLE COURT:**

**NOW APPEARS** Plaintiff **AMERICAN WASTE MANAGEMENT AND RECYCLING, LLC ( "AWMR") ,** and through the undersigned attorneys, respectfully **STATES, ALLEGES** and **REQUESTS** as follows:

On Friday, October 5, 2007, a hearing was held before this Honorable Court. As a result thereof, the Court issued an Order at docket No. 60, which, among others, ordered Plaintiff AWMR to make certain that equipment located at the CEMEX site is removed by persons or entities legally authorized to do so, and further, that it provide a list of the equipment currently at the site and to file it with the court by 4:00 p.m. today, October 8, 2007. In compliance therewith, AWMR submits the following partial list of entities who will be removing equipment, and the equipment they will be removing. Because today is a federal holiday and AWMR employees are not working, this list may not contain the complete listing of the equipment or third parties. If necessary, it be promptly amended within the next few days, in compliance with the Court's Order.

I. Rental equipment and lessor

A. *Compresores y equipos*
1. 1 Bob cat – Model 317;
2. 1 Sky Track (Blue) - Model TX5519

B . *AMECO*
1. 1 Office Trailer- Model 1236
2. 1 Fork Lift- Model 588G
3. 1 Man lift Boom- Model E450A
4. 1Chipping Hammer & 50' Hose- Model HACO196

C. *RIMCO*
1. 1 Bob Cat & Hammer- Model 2268-H63

II. AWMR's property

A. Office
1. Printer- Lexmark X5470
2. Computer, wireless mouse & regular mouse- Compaq
3. Monitor- HP
4. Air Purifier
5. Octopus Extension, stapler, 2 hole puncher, tape dispenser
6. Shredder
7. 5 Working Stations
8. 2 Chairs
9. Water dispenser
10. desk lamp
11. Wall board
12. 2 waste baskets
13. 3 filling drawers for files
14. Two tables
15. Air conditioner
16. 6 radio scanners
17. 4 surveillance cameras

B. Equipment

1. 1 Sky Track Army
2. Dodge White Truck
3. 1 Kobelco Excavator
4. Hydraulic jacks
5. 3/ 20 foot containers
6. Bucket for dresser
7. Air conditioner
8. Bucket & Jaws for OutCat 280

C. Tools

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| 1 Chipping hammer (electric) | 3 extensions |
| 3 plasma machines | 1 small tools kit |
| 1 air compressor | Impact Tools- 3 guns |
| 2 Generators- 70KV, 1-5KV | 2 Shubles |
| 2 vacuums | 1 Electrical saw |
| 4 torches with gauges | 2 hoses 200' long |
| 6 tanks for gasoline | 3 hoses 50' long |
| 1 octopus for oxygen | 1 welding machine |
| 1 machine to cut metal | 2 pipe wrench |
| 1 machine to cut wood | 3 hand drilling hammer |
| 1 first aid kit | 1 cordless drill |
| 4 fire extinguishers | 1 box of dust respirators (24) |
| 1 air compressor hose | 1 box of working gloves (24) |
| 1 fan | 1 box of welding gloves (24) |
| 5 harness | several water coolers |

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| 3 brushes | 12 cutting goggles |
| 2 discs to cut metal | 12 welding masks |
| 1 safety | 12 safety glasses (clear) |
| 1 box of disposable respirators | 1 impact hammer |

**WHEREFORE**, Plaintiffs respectfully request that the Honorable Court **NOTE** AWMR's compliance with its Order, and that it issue any further relief it deem just and proper under the law.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, this 8th day of October, 2007.

**CERTIFICATION**: I hereby certify that on this day, the present motion was filed the Court's CM/ECF system, which will notify all counsel of record in this case.

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